REMARKS

Claims 1-23 are pending.

Response to Restriction Requirement

The instant Office Action states that the present Application contains two distinct inventions. As such, the Applicant is required to elect a single invention for examination. According to the instant Office Action, the Applicant is required to elect between Invention I, recited in Claims 1-14, drawn to a monolithic multi-focal length refractive element, classified in class 359, subclass 642; and Invention II, recited in Claims 15-23, drawn to a method for fabricating a multi-focal length refractive lens, classified in Class 65, subclass 37.

Applicant elects without traverse Invention I, recited in Claims 1-14, drawn to a monolithic multi-focal length refractive element, classified in class 359, subclass 642.

The Examiner is invited to contact Applicant's undersigned representative if the Examiner believes such action would expedite resolution of the present Application.

Respectfully submitted, WAGNER, MURABITO & HAO LLP

Date: 10/15/04

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